



1754

48

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/033,092
Filing Date	12/28/2001
First Named Inventor	Richard E. Smalley
Group Art Unit	1754
Examiner Name	Not Yet Assigned
Attorney Docket Number	11321-P012USD4

Total Number of Pages in This Submission **47****ENCLOSURES (check all that apply)**

- ☒ Fee Transmittal Form
- ☒ Fee Attached
- ☐ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☒ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):

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MAY 13 2003

Remarks

TC 1700

Power of Attorney: Supplemental Declaration and Power of Attorney for Patent Application (45 pages/10 signatures)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual name

Ross Spencer Garsson, Winstead Sechrest & Minick P.C.

Signature

Date

05/08/2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

May 8, 2003

Typed or printed name

Gracie Solis

Signature

Date

05/08/2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$) 00.00

Complete if Known

Application Number	10/033,092
Filing Date	12/28/2001
First Named Inventor	Richard E. Smalley
Examiner Name	Not Yet Assigned
Art Unit	1754
Attorney Docket No.	11321-P012USD4

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

23-2426

Winstead Sechrest & Minick P.C.

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 00.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 00.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity

Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 00.00

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MAY 13 2003
TC 1700**SUBMITTED BY**

Name (Print/Type)

Ross Spencer Garson

Registration No.
(Attorney/Agent)

38,150

(Complete if applicable)

Telephone 512/370-2870

Signature

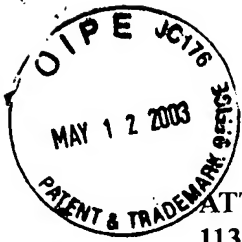
Date

5/9/03

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



ATTORNEY DOCKET NO.
11321-P012 Series

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MAY 13 2003

PATENT

TC 1700

**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION**

As the below named inventor, I hereby declare that:

I understand that based upon a review of the Declaration and Power of Attorney (the "Declaration") for United States Patent Application Serial No. 09/380,545, Attorney Docket No. 11321-P012WOUS, (the "Application"), an error has been identified.

I further understand the Declaration was filed on December 22, 1999 and that on March 7, 2000, Applicant received a Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 reflecting that the December 22, 1999, was the date of receipt of 35 U.S.C. 371 requirements.

I further understand that, after the filing of the Declaration and due to a restriction requirement by the United States Patent and Trademark Office, the following divisionals of the United States Patent Application Serial No. 09/380,545 have been filed:

Appl. Serial No.	Att. Docket No.	Continuity Type:	Filing Date:
10/032,933	11321-P012USD1	Divisional	December 28, 2001
10/035,075	11321-P012USD2	Divisional	December 28, 2001
10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
10/033,050	11321-P012USD5	Divisional	December 28, 2001
10/032,932	11321-P012USD6	Divisional	December 28, 2001
10/032,732	11321-P012USD7	Divisional	December 28, 2001
10/033,076	11321-P012USD8	Divisional	December 28, 2001
10/033,470	11321-P012USD9	Divisional	December 28, 2001
10/033,228	11321-P012USD10	Divisional	December 28, 2001
10/032,726	11321-P012USD11	Divisional	December 28, 2001
10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

The identified error occurs on Page 2 of the Declaration, under the heading "Prior United States Application(s)." The Declaration inadvertently referred to a claim for benefit under 35 U.S.C. 120, based upon prior United States Patent Application No. 08/687,665, when, in fact, no such claim was being made. Accordingly, this Application does not claim priority benefits to Patent Application Serial No. 08/687,665 as originally stated in the Declaration.

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

Rather, the Application is the United States National Phase of International Application Serial No. PCT/US98/04513, filed on March 6, 1998 and claims priority benefits from such Application, as well as claiming priority benefits from the United States provisional patent applications that were listed on page 1 of the Declaration.

This error of the Declaration was inadvertent and arose without any deceptive intent.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE:  **DATE:** 2/25/03

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: Kenneth A. Smith **DATE:** 2-25-03

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2612 Calder Court
Davis, California 95616

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2232 ½ TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulace,
Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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11321-P012WOUS 02/19/2003



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MAY 13 2003
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PATENT

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10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

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ATTORNEY DOCKET NO.
11321-P012 Series

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE:  DATE: 03/06/03

RESIDENCE: ~~373 Highland Avenue, Apartment 203~~ 3610 Underwood
~~Somerville, Massachusetts 02144~~ Houston, Texas 77025

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 2612 Calder Court
Davis, California 95616

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

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FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE:_____ **DATE:**_____

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Houston, Texas 77019

CITIZENSHIP: RUSSIA

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Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: **HONGJIE DAI**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF FOURTH INVENTOR: **JIE LIU**

INVENTOR'S SIGNATURE:  DATE: 02/21/03

RESIDENCE: ~~5825 Gulton Apartment 3214~~ **502 Westminister Drive**
~~Houston, Texas 77081~~ **Chapel Hill, North Carolina 27514**

or 02/21/03

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF FIFTH INVENTOR: **ANDREW G. RINZLER**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **6666 Chetwood, Apartment 171
Houston, Texas 77081**

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

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FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

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Somerville, Massachusetts 02144

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

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INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE:_____ **DATE:**_____

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Davis, California 95616

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PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2232 1/2 TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

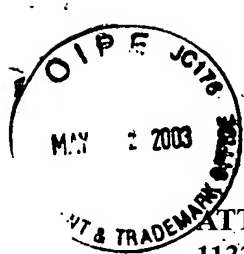
FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulace,
Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

**RECEIVED****MAY 13 2003****TC 1700****PATENT****ATTORNEY DOCKET NO.
11321-P012 Series****SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION**

As the below named inventor, I hereby declare that:

I understand that based upon a review of the Declaration and Power of Attorney (the "Declaration") for United States Patent Application Serial No. 09/380,545, Attorney Docket No. 11321-P012WOUS, (the "Application"), an error has been identified.

I further understand the Declaration was filed on December 22, 1999 and that on March 7, 2000, Applicant received a Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 reflecting that the December 22, 1999, was the date of receipt of 35 U.S.C. 371 requirements.

I further understand that, after the filing of the Declaration and due to a restriction requirement by the United States Patent and Trademark Office, the following divisionals of the United States Patent Application Serial No. 09/380,545 have been filed:

Appl. Serial No.	Att. Docket No.	Continuity Type:	Filing Date:
10/032,933	11321-P012USD1	Divisional	December 28, 2001
10/035,075	11321-P012USD2	Divisional	December 28, 2001
10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
10/033,050	11321-P012USD5	Divisional	December 28, 2001
10/032,932	11321-P012USD6	Divisional	December 28, 2001
10/032,732	11321-P012USD7	Divisional	December 28, 2001
10/033,076	11321-P012USD8	Divisional	December 28, 2001
10/033,470	11321-P012USD9	Divisional	December 28, 2001
10/033,228	11321-P012USD10	Divisional	December 28, 2001
10/032,726	11321-P012USD11	Divisional	December 28, 2001
10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

The identified error occurs on Page 2 of the Declaration, under the heading "Prior United States Application(s)." The Declaration inadvertently referred to a claim for benefit under 35 U.S.C. 120, based upon prior United States Patent Application No. 08/687,665, when, in fact, no such claim was being made. Accordingly, this Application does not claim priority benefits to Patent Application Serial No. 08/687,665 as originally stated in the Declaration.

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE:  DATE: 4/16/03

RESIDENCE: ~~6666 Chetwood, Apartment 171~~ 1713 S.W. 186TH St. A.G.R.
~~Houston, Texas 77081~~ NEWBERRY, FL 32669 4/16/03

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 2612 Calder Court
Davis, California 95616

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 2232 ½ TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulace,
Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)



TORNEY DOCKET NO.
11321-P012 Series

PATENT
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MAY 13 2003

SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR **TC 1700
PATENT APPLICATION**

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ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

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Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: Hongjie Dai DATE: 2/27/03

RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 2612 Calder Court
Davis, California 95616

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2232 ½ TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)



ATTORNEY DOCKET NO.
11321-P012 Series

RECEIVED

MAY 13 2003

PATENT

TC 1700

**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
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10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
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ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE:_____ **DATE:**_____

RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2612 Calder Court
Davis, California 95616

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 2232 1/2 TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: Andreas *TS* DATE: 02/26/2003

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulaee,
Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany *

CITIZENSHIP: GERMANY

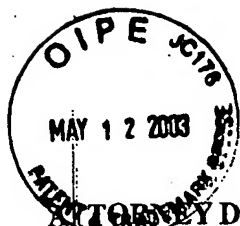
POST OFFICE ADDRESS: (Same as Residence)

AUSTIN_112086201
11321-P012WOUS 02/19/2003

*
Andreas Thess' residence:

Andreas Kemmler Weg 3
72127 Kusterdingen
Germany

02/26/2003
TS

**RECEIVED**

MAY 13 2003

TC 1700**PATENT****ATTORNEY DOCKET NO.**
11321-P012 Series**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
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ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ **DATE:** _____

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PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 373 Highland Avenue, Apartment 203
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CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH


INVENTOR'S SIGNATURE: _____ DATE: _____

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CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE:  DATE: 4/7/03

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Davis, California 95616

CITIZENSHIP: CHINA

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PATENT

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Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

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Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

AWSTIN_1\2086201
11321-P012WOUS 02/19/2003



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11321-P012 Series

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TC 1700

PATENT

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10/035,075	11321-P012USD2	Divisional	December 28, 2001
10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
10/033,050	11321-P012USD5	Divisional	December 28, 2001
10/032,932	11321-P012USD6	Divisional	December 28, 2001
10/032,732	11321-P012USD7	Divisional	December 28, 2001
10/033,076	11321-P012USD8	Divisional	December 28, 2001
10/033,470	11321-P012USD9	Divisional	December 28, 2001
10/033,228	11321-P012USD10	Divisional	December 28, 2001
10/032,726	11321-P012USD11	Divisional	December 28, 2001
10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

The identified error occurs on Page 2 of the Declaration, under the heading "Prior United States Application(s)." The Declaration inadvertently referred to a claim for benefit under 35 U.S.C. 120, based upon prior United States Patent Application No. 08/687,665, when, in fact, no such claim was being made. Accordingly, this Application does not claim priority benefits to Patent Application Serial No. 08/687,665 as originally stated in the Declaration.

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

Rather, the Application is the United States National Phase of International Application Serial No. PCT/US98/04513, filed on March 6, 1998 and claims priority benefits from such Application, as well as claiming priority benefits from the United States provisional patent applications that were listed on page 1 of the Declaration.

This error of the Declaration was inadvertent and arose without any deceptive intent.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____

DATE: _____

RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____

DATE: _____

RESIDENCE: 5825 Gulfon, Apartment 3214
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE: _____

DATE: _____

RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____

DATE: _____

**RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____

DATE: _____

**RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____

DATE: _____

**RESIDENCE: 2612 Calder Court
Davis, California 95616**

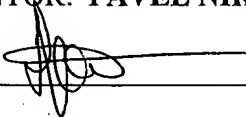
CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE:  DATE: 2.21.03

RESIDENCE: ~~2232 1/2 TROON~~ ^{PN} 614 Kipling, apt. 9 ^{PN}
Houston, Texas 77019 Houston, TX 77006

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

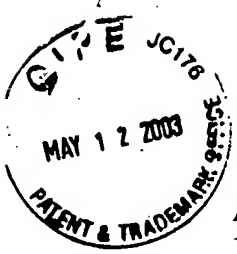
INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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11321-P012WOUS 02/19/2003



ATTORNEY DOCKET NO.
11321-P012 Series

PATENT
RECEIVED

MAY 13 2003

**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION TC 1700**

As the below named inventor, I hereby declare that:

I understand that based upon a review of the Declaration and Power of Attorney (the "Declaration") for United States Patent Application Serial No. 09/380,545, Attorney Docket No. 11321-P012WOUS, (the "Application"), an error has been identified.

I further understand the Declaration was filed on December 22, 1999 and that on March 7, 2000, Applicant received a Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 reflecting that the December 22, 1999, was the date of receipt of 35 U.S.C. 371 requirements.

I further understand that, after the filing of the Declaration and due to a restriction requirement by the United States Patent and Trademark Office, the following divisionals of the United States Patent Application Serial No. 09/380,545 have been filed:

Appl. Serial No.	Att. Docket No.	Continuity Type:	Filing Date:
10/032,933	11321-P012USD1	Divisional	December 28, 2001
10/035,075	11321-P012USD2	Divisional	December 28, 2001
10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
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10/032,726	11321-P012USD11	Divisional	December 28, 2001
10/033,075	11321-P012USD12	Divisional	December 28, 2001
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ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE:  **DATE:** 2/20/03

RESIDENCE: 1816 Bolsover
Houston, Texas 77005

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 1911 Milford Street
Houston, Texas 77098

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2612 Calder Court
Davis, California 95616

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE:_____ DATE:_____

RESIDENCE: 2232 1/2 TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE:_____ DATE:_____

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbiologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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11321-P012WOUS 02/19/2003